

1 BILL NO. R-82-09- 32

2 RESOLUTION NO. R- 68-82

3 A RESOLUTION of the Common Council  
4 of the City of Port Wayne, Indiana  
5 setting forth the policy of the City  
6 of Fort Wayne, Indiana in regards to  
7 the annexation of the Colony Bay  
8 Annexation Area.

9 WHEREAS, the annexation of territory to the City is a  
10 legislative function; and

11 WHEREAS, the Common Council is called upon in the  
12 preparation of the City budget to provide for the furnishing of  
13 municipal services to the entire City, including newly annexed  
14 areas; and

15 WHEREAS, the Common Council has before it an Ordinance  
16 for the annexation of the Colony Bay Annexation Area, more  
17 specifically described as follows, to-wit:

18 Parts of Section 7 and 18, Township 30 North, Range  
19 12 East, all in Allen County, Indiana; to-wit:

20 Commencing at the intersection of the north  
21 right-of-way line of Covington Road and the  
22 east right-of-way line of Getz Road; thence north  
23 along the east right-of-way line of Getz Road  
24 to the east-west center line of Section 7,  
25 Township 30 North, Range 12 East; thence west  
26 along said east-west center line a distance of  
27 80 feet to the west right-of-way line of Getz  
28 Road; thence north along said west right-of-way  
29 line a distance of 280 feet to the northeast  
30 corner of Lot #8 Covington Acres Amended Addition  
31 to the City of Fort Wayne; thence west along the  
32 north line of said lot to the northwest corner  
of said Addition, which is also the northwest  
corner of said Lot #8; thence south along the  
west line of said Addition to the east-west  
center line of Section 7, Township 30 North,  
Range 12 East; thence west on said center line  
to the Township Line which is also the west line  
of Section 7, Township 30 North, Range 12 East;  
thence south on the Township Line to the north  
right-of-way line of Jefferson Blvd. (U.S.  
Highway 24); thence northeasterly along said  
right-of-way line to the north right-of-way line  
of Covington Road; thence west along said north  
right-of-way line to the point of beginning.  
The area contains 177.41 acres, more or less.

33 NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF

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THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That in the case of the Colony Bay annexation it is the policy of the City of Fort Wayne to follow the provisions of Section 1.1 of Chapter 2 of the Municipal Code of the City of Fort Wayne of 1974, as amended, with regards to the provisions of non-capital and capital services to the annexation area.


SECTION 2. That it is the policy of the City of Fort Wayne to follow the annexation fiscal plan for said described territory as prepared by the Department of Community Development and Planning which is attached hereto and incorporated herein.

SECTION 3. That said plan sets forth costs estimates of the services to be provided, the methods of financing these services, the plan for the organization and extension of these services, delineates the non-capital improvement services to be provided within one (1) year of annexation, the capital improvement services to be provided within three (3) years of annexation, and the plan for hiring employees of other governmental entities whose jobs will be eliminated by this annexation.

SECTION 4. Said plan is hereby approved and adopted by the Common Council of the City of Fort Wayne, Indiana and shall be in full force upon the effective date of the Colony Bay Annexation Ordinance.

  
Councilmember

APPROVED AS TO FORM  
AND LEGALITY

  
Bruce O. Boxberger, City Attorney

Read the first time in full and on motion by Bradbury, seconded by Bradbury, and duly adopted, read the second time by title and referred to the Committee Emergency (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on                     , the                      day of                     , 1982, at                      o'clock                     .M., E.S.T.

DATE: 9-14-82

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Read the third time in full and on motion by Bradbury, seconded by Jim Quinta, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
<u>BRADBURY</u>	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
<u>BURNS</u>	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
<u>EISBART</u>	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
<u>GIAQUINTA</u>	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
<u>SCHMIDT</u>	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
<u>SCHOMBURG</u>	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
<u>SCRUGGS</u>	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
<u>STIER</u>	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
<u>TALARICO</u>	<u>✓</u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>

DATE: 12-28-82

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) NO. 2-68-82 on the 28th day of December, 1982.

ATTEST:

(SEAL)

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Samuel J. Talarico  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of December, 1982, at the hour of 11:30 o'clock PM.M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 3rd day of January 1983, at the hour of 12:30 o'clock P.M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR. - MAYOR

AS AMENDED

Dec 21

BILL NO. R-82-09-32

REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON Annexation TO WHOM WAS REFERRED AN  
ORDINANCE ~~XXXXXX~~ A RESOLUTION of the Common Council of the City of Fort  
Wayne, Indiana setting forth the policy of the City of Fort Wayne,  
Indiana in regards to the annexation of the Colony Bay Annexation  
Area

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE Do PASS.

JANET G. BRADBURY - CHAIRMAN

Janet G. Bradbury

DONALD J. SCHMIDT - VICE CHAIRMAN

BEN A. EISBART

Ben A. Eisbart

MARK E. GiaQUINTA

PAUL M. BURNS

Paul M. Burns

12-28-82  
DATE

CONCURRENCE  
ARL W.

CLERK

DIGEST SHEET

9-82-09-32

TITLE OF ORDINANCE Colony Bay Annexation Resolution

DEPARTMENT REQUESTING ORDINANCE Community Development and Planning

SYNOPSIS OF ORDINANCE Resolution confirms that the City has developed  
a definite policy for providing services to the Colony Bay  
Annexation area. It also clearly links the City's General Annexation  
Resolution (Section 1.1 of Chapter 2 of the Municipal Code of  
the City of Fort Wayne of 1974, as amended) as amended to the  
Colony Bay Annexation.

EFFECT OF PASSAGE The City will be more secure in meeting State Annexation  
Law requirements.

EFFECT OF NON-PASSAGE The City is less secure in meeting the requirements  
of the State Annexation Law.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) To be explained by the  
Fiscal Plan to be prepared by CD&P

ASSIGNED TO COMMITTEE (PRESIDENT) \_\_\_\_\_